

# Computer Fraud and Abuse Act 1986 (US) 18 USC 1030

## Computer Fraud and Abuse Act 1986 (US) 18 USC 1030(a)

### 1030. Fraud and related activity in connection with [computers](#)

(a) Whoever--

- (1) knowingly accesses a [computer](#) without authorization or [exceeds authorized access](#), and by means of such conduct obtains information that has been determined by the United States Government pursuant to an Executive order or statute to require protection against unauthorized disclosure for reasons of national defense or foreign relations, or any restricted data, as defined in paragraph r. of section 11 of the Atomic Energy Act of 1954, with the intent or reason to believe that such information so obtained is to be used to the injury of the United States, or to the advantage of any foreign nation;
- (2) intentionally accesses a [computer](#) without authorization or [exceeds](#) authorized access, and thereby obtains information contained in a financial record of a [financial institution](#), or of a card issuer as defined in section 1602(n) of title 15, or contained in a file of a consumer reporting agency on a consumer, as such terms are defined in the Fair Credit Reporting Act (15 U.S.C. 1681 et seq.);
- (3) intentionally, without authorization to access any [computer](#) of a department or agency of the United States, accesses such a [computer](#) of that department or agency that is exclusively for the use of the Government of the United States or, in the case of a [computer](#) not exclusively for such use, is used by or for the Government of the United States and such conduct affects the use of the Government's operation of such [computer](#);
- (4) knowingly and with intent to defraud, accesses a [Federal interest computer](#) without authorization, or [exceeds authorized access](#), and by means of such conduct furthers the intended fraud and obtains anything of value, unless the object of the fraud and the thing obtained consists only of the use of the [computer](#);
- (5) intentionally accesses a [Federal interest computer](#) without authorization and by means of one or more instances of such conduct alters, damages, or destroys information in any such [Federal interest computer](#), or prevents authorized use of any such [computer](#) or information, and thereby--
  - (A) causes loss to one or more others of a value aggregating \$1,000 or more during any one year period; or

(B) modifies or impairs, or potentially modifies or impairs the medical examination, medical diagnosis, medical treatment, or medical care of one or more individuals; or

(6) knowingly and with intent to defraud traffics (as defined in section 1029) in any password or similar information through which a [computer](#) may be accessed without authorization, if--

(A) such trafficking affects interstate or foreign commerce; or

(B) such [computer](#) is used by or for the Government of the United States;

shall be punished as provided in subsection (c) of this section.

#### **Computer Fraud and Abuse Act 1986 (US) 18 USC 1030(b)**

(b) Whoever attempts to commit an offense under subsection (a) of this section shall be punished as provided in subsection (c) of this section.

#### **Computer Fraud and Abuse Act 1986 (US) 18 USC 1030(c)**

(c) The punishment for an offense under subsection (a) or (b) of this section is -

(1)(A) a fine under this title or imprisonment for not more than ten years or both, in the case of an offense under subsection (a)(1) of this section which does not occur after a conviction for another offense under such subsection, or an attempt to commit an offense punishable under this subparagraph; and

(B) a fine under this title or imprisonment for not more than twenty years, or both, in the case of an offense under subsection (a)(1) of this section which occurs after a conviction for another offense under such subsection, or an attempt to commit an offense punishable under this subparagraph; and

(2)(A) a fine under this title or imprisonment for not more than one year, or both, in the case of an offense under subsection (a)(2), (a)(3) or (a)(6) of this section which does not occur after a conviction for another offense under such subsection, or an attempt to commit an offense punishable under this subparagraph; and

(B) a fine under this title or imprisonment for not more than ten years, or both, in the case of an offense under subsection (a)(2), (a)(3) or (a)(6) of this section which occurs after a conviction for another offense under such subsection, or an attempt to commit an offense punishable under this subparagraph; and

(3)(A) a fine under this title or imprisonment for not more than five years or both, in the case of an offense under subsection (a)(4) or (a)(5) of this section which does not occur after a conviction for another offense under such subsection, or an attempt to commit an offense

punishable under this subparagraph; and

- (B) a fine under this title or imprisonment for not more than ten years, or both, in the case of an offense under subsection (a)(4) or (a)(5) of this section which occurs after a conviction for another offense under such subsection, or an attempt to commit an offense punishable under this subparagraph.

**Computer Fraud and Abuse Act 1986 (US) 18 USC 1030(d)**

(d) The United States Secret Service shall, in addition to any other agency having such authority, have the authority to investigate offenses under this section. Such authority of the United States Secret Service shall be exercised in accordance with an agreement which shall be entered into by the Secretary of the Treasury and the Attorney General.

**Computer Fraud and Abuse Act 1986 (US) 18 USC 1030(e)**

(e) As used in this section--

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